

State of Maryland
State Labor Relations Board

In the matter of:)
Dorothy Kutcherman,)
)
Petitioner,)
)
v.)
)
Ann E. Tyminski)
Board of Physical Therapy)
Respondent)

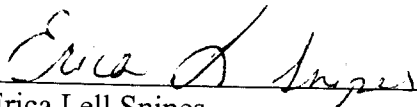
SLRB ULP Case No. 06-U-07

Dismissal for Failure to State a Claim & Insufficient Service

On September 9, 2006, Petitioner Dorothy Kutcherman filed an unfair labor practice complaint before the State Labor Relations Board, naming Ann E. Tyminski, Executive Director of the Board of Physical Therapy, as Respondent. In her complaint, Ms. Kutcherman alleges that the Respondent promised her a promotion to Administrative Officer II, and instead hired another employee for that position in August 2006.

Ms. Kutcherman's complaint is deficient in two respects. First, Ms. Kutcherman failed to file a certificate of service, attesting that the complaint had been served upon the Respondent, pursuant to COMAR 17.07.02.12. Second, Ms. Kutcherman fails to state an unfair labor practice, as defined by the SPP § 3-306 (a)(1)-(9).

Accordingly, this complaint is administratively dismissed because of deficient service and because the complaint fails to state a claim upon which relief can be granted.


Erica Lell Snipes
Acting Executive Director,
State Labor Relations Board.

12/01/06
December 1, 2006